

UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF ILLINOIS

UNITED STATES OF AMERICA

Plaintiff,

v.

TERRANCE P. MARTIN,

Defendant.

Case No. 09-cv-40082-JPG-1

MEMORANDUM AND ORDER

This matter comes before the Court on defendant Terrance P. Martin's motion to sever, motion to suppress and motion for discovery (Doc. 43). Martin filed these motions *pro se*, although he is represented by attorney Peter M. Cohen. A defendant does not have a right to file his own motions when he is represented by counsel. *See Hayes v. Hawes*, 921 F.2d 100, 102 (7th Cir. 1990) (*per curiam*). "Representation by counsel and self-representation are mutually exclusive." *Cain v. Peters*, 972 F.2d 748, 750 (7th Cir. 1992). So-called "hybrid representation" confuses and extends matters at trial and in other proceedings and, therefore, it is forbidden. *See United States v. Oreye*, 263 F.3d 669, 672-73 (7th Cir. 2001). The Court may strike as improper any such *pro se* motions. *See, e.g., United States v. Gwiazdzinski*, 141 F.3d 784, 787 (7th Cir. 1998). The Court hereby **ORDERS** that Martin's motion (Doc. 43) be **STRICKEN**.

IT IS SO ORDERED.

DATED: March 24, 2010

s/ J. Phil Gilbert
J. PHIL GILBERT
DISTRICT JUDGE